

J.F.W.

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Boyd et al.

Application No.: 10/667,544

Filed: October 29, 2002

DEVICES AND METHODS FOR THE  
RESTORATION OF A SPINAL DISC

)  
)  
) Examiner: Not yet assigned  
) Group: 2816  
)  
) Confirmation No.: 9957  
)  
)  
) August 9, 2004

**RE-PRESENTED PRELIMINARY AMENDMENT**

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notice of Non-Compliant Amendment dated August 2, 2004, Applicants respectfully re-submit the following preliminary amendment. This preliminary amendment was originally filed on February 26, 2004, but was indicated to be non-compliant. This re-submission addresses the non-compliance. This re-submission is being timely filed within one month of the mailing date of the Notice (i.e., before September 2, 2004). Applicants had previously submitted the appropriate claim fees for the added claims, so no further fee is believed due. However, the Commissioner is authorized to deduct any necessary fees from Deposit Account 13-0014.

**Certificate of Mailing under 37 CFR 1.8**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: **Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450** on August 9, 2004.

  
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Signature

Michael D. Beck

Typed or printed name of person of signing Certificate